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## REQUEST **FOR CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 10/527,499

Filing Date: **September 28, 2005** 

First Named Inventor. Moelle et al.

1794 **Group Art Unit:** 

Examiner Name: Ling X. Xu

Attorney Docket Number: 2133.084USU

**CUSTOMER NO.:** 27,623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of

RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865

(March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.	Subm	Submission required under 37 C.F.R. § 1.114			
	a.	XXXXX	Previous	usly submitted	
		i.	XXXXX	Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed	
				onJune 3, 2009 (any unentered amendment(s)	
				referred to above will be entered).	
		ii.		Consider the arguments in the Appeal Brief or Reply Brief previously filed	
				filed on	
		iii.		Other	
	b.		Enclosed		
		i.		Amendment/Reply with transmittal	
		ii.		Affidavit(s)/Declaration(s)	
		iii.		Information Disclosure Statement (IDS) and PTO-1449	
	F	iv.		Other	
2.	Misce	ellaneous			
	a.	·		ension of action on the above-identified application is requested under 37	
			C.F.R	. § 1.103(c) for a period of months. (Period of	
				nsion shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)	
_	<u>b.</u>		_ Other		
3.	Fees	The Director is hereby authorized to charge any deficiency in fees, or credit a			
	a.				
				ayments to Deposit Account No. 01-0467.	
		i.	XXXXX	RCE fee (\$810.00/\$405.00) required under 37 C.F.R. §1.17(e)	
		ii.	<u>XXXXX</u>	Extension of Time fee (\$130.00) (37 C.F.R. §§ 1.136 and 1.17)	
		iii.		Other	
	b.	XXXX		in the amount of \$ <u>940.00</u> enclosed	
	C.		Paym	ent by credit cardy (Form PTO-2038, enclosed)	
				///	

August 3, 2009 **Date of Signature** 

Charles N. J. Ruggiero Attorney for Applicant(s)

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 3, 2009.

Ruth J. Olivo	_ futty olin
NAME	SIGNATURE

August 3, 2009 DATE

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